

UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT
CIVIL APPEAL STATEMENT

Please TYPE. Attach additional pages if necessary.

11th Circuit Docket Number: 23-13698

Caption: Coin Center, et al. v. Secretary, Department of Treasury, et al.	District and Division: <u>N.D. Fla., Pensacola Division</u> Name of Judge: <u>T. Kent Wetherell</u> Nature of Suit: <u>APA Challenge</u> <hr/> Date Complaint Filed: <u>10/12/22</u> District Court Docket Number: <u>3:22-cv-20375-TKW-ZCB</u> <hr/> Date Notice of Appeal Filed: <u>11/6/23</u> <input type="checkbox"/> Cross Appeal <input type="checkbox"/> Class Action <hr/> Has this matter previously been before this court? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, provide (a) Caption: _____ (b) Citation: _____ (c) Docket Number: _____
---	--

	Attorney Name	Mailing Address	Telephone, Fax, Email
For Appellant:	Cameron T. Norris	1600 Wilson Blvd, Suite 700	703.243.9423
<input checked="" type="checkbox"/> Plaintiff	Jeffrey M. Harris	Arlington, VA 22209	cam@
<input type="checkbox"/> Defendant	Jeffrey S. Hetzel		consovoymccarthy.co
<input type="checkbox"/> Other (Specify)	J. Abraham Sutherland		m

	Attorney Name	Mailing Address	Telephone, Fax, Email
For Appellee:	Christine L. Coogle	1100 L ST NW	202-880-0282
<input type="checkbox"/> Plaintiff	Christopher Robert	WASHINGTON, DC	Christine.N.Coogle@u
<input checked="" type="checkbox"/> Defendant	Healy	20005	sdoj.gov
<input type="checkbox"/> Other (Specify)			

Please CIRCLE/CHECK/COMPLETE the items below and on page 2 that apply.

Jurisdiction	Nature of Judgment	Type of Order	Relief
<input checked="" type="checkbox"/> Federal Question	<input checked="" type="checkbox"/> Final Judgment, 28 USC 1291	<input type="checkbox"/> Dismissal/Jurisdiction	Amount Sought by Plaintiff: \$ <u>n/a</u>
<input type="checkbox"/> Diversity	<input type="checkbox"/> Interlocutory Order, 28 USC 1292(a)(1)	<input type="checkbox"/> Default Judgment	Amount Sought by Defendant: \$ <u>n/a</u>
<input type="checkbox"/> US Plaintiff	<input type="checkbox"/> Interlocutory Order Certified, 28 USC 1292(b)	<input checked="" type="checkbox"/> Summary Judgment	Awarded: \$ <u>n/a</u>
<input checked="" type="checkbox"/> US Defendant	<input type="checkbox"/> Interlocutory Order, Qualified Immunity	<input type="checkbox"/> Judgment/Bench Trial	to _____
	<input type="checkbox"/> Final Agency Action (Review)	<input type="checkbox"/> Judgment/Jury Verdict	Injunctions:
	<input type="checkbox"/> 54(b)	<input type="checkbox"/> Judgment/Directed Verdict/NOV	<input type="checkbox"/> TRO
		<input type="checkbox"/> Injunction	<input type="checkbox"/> Preliminary
		<input type="checkbox"/> Other _____	<input type="checkbox"/> Permanent
			<input type="checkbox"/> Granted
			<input type="checkbox"/> Denied

Based on your present knowledge:

- (1) Does this appeal involve a question of First Impression? ☒ Yes ☐ No
What is the issue you claim is one of First Impression? (1)-(4) below _____
- (2) Will the determination of this appeal turn on the interpretation or application of a particular case or statute? ☒ Yes ☐ No
If Yes, provide
(a) Case Name/Statute 50 U.S.C. §1702(a)(1)
(b) Citation _____
(c) Docket Number if unreported _____
- (3) Is there any case now pending or about to be brought before this court or any other court or administrative agency that
(a) Arises from substantially the same case or controversy as this appeal? ☐ Yes ☒ No
(b) Involves an issue that is substantially the same, similar, or related to an issue in this appeal? ☒ Yes ☐ No
If Yes, provide
(a) Case Name Van Loon v. Treasury
(b) Citation _____
(c) Docket Number if unreported 23-50669
(d) Court or Agency Fifth Circuit Court of Appeals
- (4) Will this appeal involve a conflict of law
(a) Within the Eleventh Circuit? ☐ Yes ☒ No
(b) Among circuits? ☐ Yes ☒ No

If Yes, explain briefly:

- (5) Issues proposed to be raised on appeal, including jurisdictional challenges:

(1) Whether Defendants' prohibition of the use of a cryptocurrency software tool exceeded their statutory authority.
(2) Whether Defendants' prohibition of the use of a cryptocurrency software tool violated the First Amendment.
(3) Whether Defendants' prohibition of the use of a cryptocurrency software tool was arbitrary and capricious.
(4) Whether Plaintiffs were entitled to submit a declaration to explain the cryptocurrency software tool.

I CERTIFY THAT I SERVED THIS CIVIL APPEAL STATEMENT ON THE CLERK OF THE U.S. COURT OF APPEALS FOR THE ELEVENTH CIRCUIT AND

SERVED A COPY ON EACH PARTY OR THEIR COUNSEL OF RECORD, THIS 15th DAY OF November, 2023.

Cameron T. Norris

NAME OF COUNSEL (Print)

/s/Cameron T. Norris

SIGNATURE OF COUNSEL